

2007 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-SB40)

Received: **06/28/2007**

Received By: **gmalaise**

Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau 6-3847**

By/Representing: **Merrifield**

This file may be shown to any legislator: **NO**

Drafter: **gmalaise**

May Contact:

Addl. Drafters:

Subject: **Discrimination**

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

LFB:.....Merrifield -

Topic:

Employment of felons by educational agencies

Instructions:

See Attached--AB30, i.e., exception to employment discrimination law permitting educational agencies not to employ unpardoned felons

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	gmalaise 06/28/2007	jdye 06/28/2007		_____			
/1			rschluet 06/28/2007	_____	sbasford 06/28/2007		

FE Sent For:

<END>

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/?	gmalaise	1 6/28 jld	6/28/07	mm			
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FE Sent For:

<END>

Malaise, Gordon

From: Grant, Peter
Sent: Monday, June 25, 2007 4:50 PM
To: Malaise, Gordon; Balinsky, Brett
Subject: FW: even more amendments

Gordon, I think AB 30 is yours. Brett, I think AB 26 is yours.

From: Merrifield, Layla
Sent: Monday, June 25, 2007 4:44 PM
To: Grant, Peter
Subject: even more amendments

Peter-
Behold, the ARC K12 package. Until they caucus, at least.

This seems likely to stick:

SAGE – 1. request an audit by LAB, and 2. allow grades two and three to be optional for participating districts

Separate legislation, so hopefully easy to draft:

Autism – 1. 2005 AB 700 language and 2. allocate \$3million from special ed appropriation

Crossing guards – AB 26 Gottlieb

Felons – AB 30 Petrowski

And the rest, some of which is pretty thin on detail. I have no idea whether these will stick:

1. Allow choice schools to use WKCE or nationally normed test
2. Eliminate residency requirement for MPS (I think this is a provision of their collective bargaining agreement)
3. Allocate \$190,000 annually to Second Chance (did this in 05 act 25) from alternative education grants and delete the 32 pupil participation limit
4. Revive Project Lead the Way appropriation, \$250k annually (from 05 act 25 that sunsets June 30, 2007 and was just deleted as an obsolete approp under JFC)
5. Delete 180 days requirement for districts (retains hours of instruction)
6. Youth options – limit of 9 credits per student rather than 18
7. School safety – new categorical with \$5 million (\$2.5 annually) to supplement federal program (?) providing grants for school safety purposes
8. \$500k (\$250 annually) categorical aid for teacher merit pay. Have DPI promulgate rules.
9. Rename the school district consolidation grants from JFC to something like "efficiency incentive grants"
10. Pupil transportation – add alternative B 1 from paper 639; also increase aid rates to:

\$20 0 to 2
44 Over 2 to 5
66 Over 5 to 8
132 Over 8 to 12
410 Over 12

Layla Merrifield
Fiscal Analyst
Legislative Fiscal Bureau
Madison, WI
608/266-3847

2007

Date (time)
needed _____

LRB b 0839 / 1

BUDGET SUPERAMENDMENT

[FOR ASSEMBLY SUPER]

GMM : jld : _____

See form **AMENDMENTS — COMPONENTS & ITEMS.**

**ASSEMBLY AMENDMENT
TO ASSEMBLY SUBSTITUTE AMENDMENT 1
TO 2007 SENATE BILL 40**

LPS-
Fix
request sheet
please

>>FOR ASSEMBLY SUPERAMENDMENT — NOT FOR INTRODUCTION<<

At the locations indicated, amend the substitute amendment as follows:

#. Page 1228, line 9....: after that line insert:



~~#. Page, line:~~

~~#. Page, line:~~

~~#. Page, line:~~

~~#. Page, line:~~

~~#. Page, line:~~

2007 ASSEMBLY BILL 30

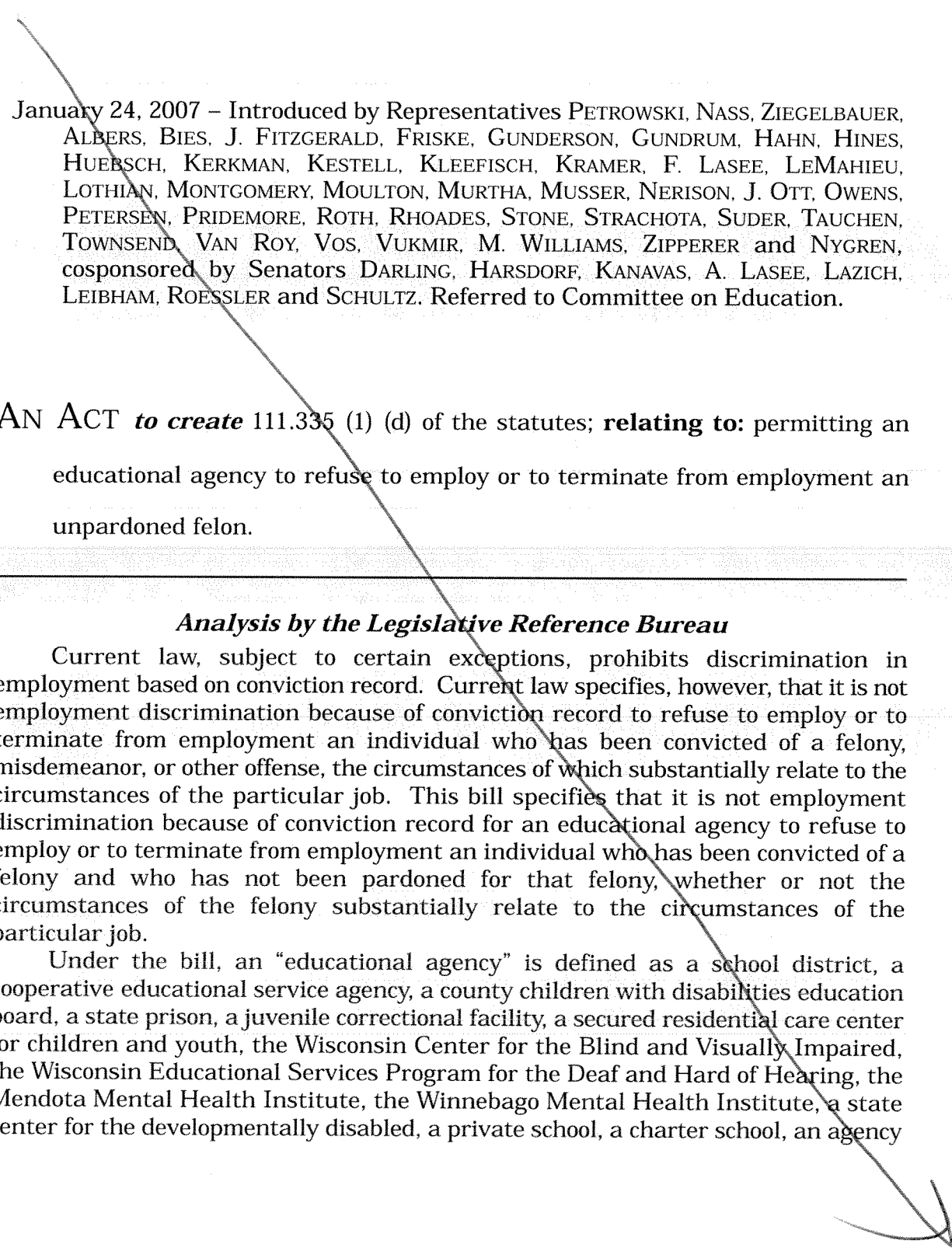
January 24, 2007 – Introduced by Representatives PETROWSKI, NASS, ZIEGELBAUER, ALBERS, BIES, J. FITZGERALD, FRISKE, GUNDERSON, GUNDRUM, HAHN, HINES, HUEBSCH, KERKMAN, KESTELL, KLEEFISCH, KRAMER, F. LASEE, LEMAHIEU, LOTHIAN, MONTGOMERY, MOULTON, MURTHA, MUSSER, NERISON, J. OTT, OWENS, PETERSEN, PRIDEMORE, ROTH, RHOADES, STONE, STRACHOTA, SUDER, TAUCHEN, TOWNSEND, VAN ROY, VOS, VUKMIR, M. WILLIAMS, ZIPPERER and NYGREN, cosponsored by Senators DARLING, HARSDORF, KANAVAS, A. LASEE, LAZICH, LEIBHAM, ROESSLER and SCHULTZ. Referred to Committee on Education.

- 1 AN ACT *to create* 111.335 (1) (d) of the statutes; **relating to:** permitting an
2 educational agency to refuse to employ or to terminate from employment an
3 unpardoned felon.

Analysis by the Legislative Reference Bureau

Current law, subject to certain exceptions, prohibits discrimination in employment based on conviction record. Current law specifies, however, that it is not employment discrimination because of conviction record to refuse to employ or to terminate from employment an individual who has been convicted of a felony, misdemeanor, or other offense, the circumstances of which substantially relate to the circumstances of the particular job. This bill specifies that it is not employment discrimination because of conviction record for an educational agency to refuse to employ or to terminate from employment an individual who has been convicted of a felony and who has not been pardoned for that felony, whether or not the circumstances of the felony substantially relate to the circumstances of the particular job.

Under the bill, an “educational agency” is defined as a school district, a cooperative educational service agency, a county children with disabilities education board, a state prison, a juvenile correctional facility, a secured residential care center for children and youth, the Wisconsin Center for the Blind and Visually Impaired, the Wisconsin Educational Services Program for the Deaf and Hard of Hearing, the Mendota Mental Health Institute, the Winnebago Mental Health Institute, a state center for the developmentally disabled, a private school, a charter school, an agency



ASSEMBLY BILL 30

under contract with a school board to provide a program for children at risk, or a nonsectarian private school or agency under contract with the Milwaukee Public Schools board to provide educational programs for children enrolled in the school district.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 111.335 (1) (d) of the statutes is created to read:

111.335 (1) (d) 1. In this paragraph, "educational agency" means a school district, a cooperative educational service agency, a county children with disabilities education board, a state prison under s. 302.01, a juvenile correctional facility, as defined in s. 938.02 (10p), a secured residential care center for children and youth, as defined in s. 938.02 (15g), the Wisconsin Center for the Blind and Visually Impaired, the Wisconsin Educational Services Program for the Deaf and Hard of Hearing, the Mendota Mental Health Institute, the Winnebago Mental Health Institute, a state center for the developmentally disabled, a private school, a charter school, a private, nonprofit, nonsectarian agency under contract with a school board under s. 118.153 (3) (c), or a nonsectarian private school or agency under contract with the board of school directors in a 1st class city under s. 119.235 (1).

2. Notwithstanding s. 111.322, it is not employment discrimination because of conviction record for an educational agency to refuse to employ or to terminate from employment an individual who has been convicted of a felony and who has not been pardoned for that felony.

(END)



State of Wisconsin
2007 - 2008 LEGISLATURE

LRBb0839/1
GMM:jld:rs

LFB:.....Merrifield – Employment of felons by educational agencies

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 2007 SENATE BILL 40

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 1228, line 9: after that line insert:

3 **“SECTION 2661n.** 111.335 (1) (d) of the statutes is created to read:

4 111.335 (1) (d) 1. In this paragraph, “educational agency” means a school
5 district, a cooperative educational service agency, a county children with disabilities
6 education board, a state prison under s. 302.01, a juvenile correctional facility, as
7 defined in s. 938.02 (10p), a secured residential care center for children and youth,
8 as defined in s. 938.02 (15g), the Wisconsin Center for the Blind and Visually
9 Impaired, the Wisconsin Educational Services Program for the Deaf and Hard of
10 Hearing, the Mendota Mental Health Institute, the Winnebago Mental Health

1 Institute, a state center for the developmentally disabled, a private school, a charter
2 school, a private, nonprofit, nonsectarian agency under contract with a school board
3 under s. 118.153 (3) (c), or a nonsectarian private school or agency under contract
4 with the board of school directors in a 1st class city under s. 119.235 (1).

5 2. Notwithstanding s. 111.322, it is not employment discrimination because of
6 conviction record for an educational agency to refuse to employ or to terminate from
7 employment an individual who has been convicted of a felony and who has not been
8 pardoned for that felony.”

9 (END)